

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Prohibition & Excise Department – Appointment of Sri M. Balakrishna, Son of Late M.Tirumalaiah, Prohibition and Excise Constable, Cumbum, Prakasam District in a suitable post on compassionate grounds – Relaxation - Orders – Issued.

REVENUE (EXCISE.I) DEPARTMENT

G.O.Rt.No. 1268

Dated:24.08.2012

Read the following:

1. From the Hon'ble APAT order dt.5.12.2009 in O.A.No.7670/07.
2. Govt.Memo.No.2033/Ex.I(2)/2010-1, dt.20.01.2010.
3. From the CPE Lr.No.378/2010/CPE/H3, dt.28.04.2010.
4. Repn. of Sri M.Balakrishna, son of Late M.Tirumalaiah, dt. .12.2011.

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ORDER:

In the reference third read above, the CPE has stated that Sri M. Tirumalaiah, Proh. & Excise Constable expired on 19.12.2000 while working at Cumbum P&E Station of Prakasam District. His son, by name Sri M.Balakrishna, applied for appointment on compassionate grounds as Junior Asst./Proh. & Excise Constable in the Department on 14.12.2001 i.e., within one year from the demise of his father. As per Govt.Memo. No.60681/Ser.A/2003-4, G.A. (Ser.A) Dept., dt.12.08.2003, Sri M. Balakrishna, S/o.Late M. Tirumalaiah was short of age by 4 months and 20 days even after relaxation of two years i.e., for completion of 18 years which is minimum age for appointment as Junior Assistant/Proh. & Excise Constable. Hence the representation of Sri M. Balakrishna for consideration of his appointment as Junior Assistant/Prohibition and Excise Constable on compassionate grounds was rejected vide P&ES, Ongole Rc.No.452/2000/A3, dt.10.03.2005. Aggrieved by the rejection orders Sri M.Balakrishna, S/o. late M. Thirumalaiah approached the Hon'ble APAT and filed O.A.No.7670/2007 seeking a direction to the respondents to consider his claim for compassionate appointment under the scheme by extending the benefit provided to the similarly situated persons in G.O.Ms.No.296, Rev.(Ex.I) Dept., dt.18.03.1992 and G.O.Ms.No.786, Rev. (Ex.I) Dept., dt.18.08.1993.

2. In the reference first read above, the Hon'ble Andhra Pradesh Administrative Tribunal in its order dt.05.12.2009 in O.A.No.7670/2007 directed as follows:

"x x x x In the light of the above circumstances, the respondents are directed to consider the case of the applicants for relaxation of four months 20 days in view of G.O.Ms.No.296, dt.18.03.1992 and G.O.Ms.No.786, dt.18.08.1993 and also in view of the Memo.No.2047/Ser.A/83-1, dt.10.10.1983 and pass appropriate orders accordingly, within three months from the date of receipt of a copy of the order to reconsider the case of the applicant by ignoring the memo. Dt.01.03.2005."

3. In view of the above directions of the Hon'ble Andhra Pradesh Administrative Tribunal the Commissioner of Prohibition and Excise, A.P., Hyderabad, while stating that Government is the competent authority to grant relaxation of age i.e., 4 months and 20 days in respect of Sri M.Balakrishna S/o.Late M.Thirumalaiah for consideration of his appointment as Junior Assistant / Proh. & Excise Constable requested the Government to take further action in the matter.

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4. In the reference fourth read above, Sri M.Balakrishna, S/o. late M. Tirumalaiah, Prohibition and Excise Constable has requested the Government to consider his case for appointment as Junior Assistant / Prohibition and Excise Constable on compassionate grounds as per the orders of Hon'ble Tribunal dt.05.12.2009 in O.A.No.7670/2007.

5. After careful examination of the matter, and keeping view the direction of the Hon'ble Andhra Pradesh Administrative Tribunal dt.05.12.2009 in O.A.No.7670/2007, Government hereby order that Sri M.Balakrishna, Son of Late M.Tirumalaiah, Prohibition and Excise Constable, Cumbum, Prakasam District be considered for appointment to a suitable post i.e., Junior Assistant/Prohibition and Excise Constable in an available vacancy on compassionate grounds in relaxation of orders issued in G.O.Ms.No.612, General Administration (Ser.A) Department, Dated:30.10.1991, by condoning the short fall in age i.e., 4 months 20 days for meeting the minimum age criterion but subject to his satisfying all the other eligibility criteria for such compassionate appointment.

6. The Commissioner of Prohibition & Excise shall take further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Prohibition & Excise, A.P., Hyderabad.

Copy to:

Sri M.Balakrishna, Son of Late M.Tirumalaiah, Prohibition and Excise Constable,
Cumbum, Prakasam District

The Accountant General, A.P., Hyderabad.

The Director of Treasuries & Accounts, A.P., Hyderabad.

Sf/Sc.

//FORWARDED :: BY ORDER//

SECTION OFFICER